



City of Hermosa Beach
1315 Valley Drive, Hermosa Beach, CA 90254
310.318-0203 - Fax 310.372-6186
Email: recordsrequest@hermosabch.org



Received By: CC
Referred To: PD
Date Referred: 6-11-18

Public Records Request

The City of Hermosa Beach encourages public participation in the governing process and provides reasonable accessibility to all public records except those documents which are exempt from disclosure by express provisions of law or considered confidential or privileged under the law. The City is under no obligation to respond to requests which are not focused or specific. The City may withhold documents which are exempt from disclosure under state or federal law, including the attorney—client privilege or any other applicable privilege. The City, in accordance with Government Code Section 6253(b), has ten (10) days to respond to any request for public documents by indicating whether or not the documents exist and will be made available. Actual production of the documents may take somewhat longer depending upon their ease of availability and staff workload. To assist us in providing a timely response to your request, please fill out the form below and indicate the specific record/document you wish to review.

Name (please print): <u>Matthew McCool</u>		Email: <u>mmccool@hermosabch.org</u>
Address:		Phone: <u>310-486-9696</u>
City:		Fax:

Record or Document Requested:

To assist the City with your request, please identify each requested record/document separately. Please be as specific as possible. Non specific inquiries may cause responses to be delayed or may prove to be burdensome and therefore the City may not be able to respond. (Additional sheets may be used) **Submit all requests to the City Clerk's Office.**

See attached

Photocopies are \$0.20 per page (Mailing fee, if applicable is \$3.00 plus postage). Fees must be paid before records are released.

- I agree to pay all applicable fees and charges per the City Council Resolution of Fees for any copies I request of the above mentioned document. *Accepted method of payment:* Cash or check. Credit card accepted in person only.

Signature _____

Date _____

For Departmental Use Only:

Action Requested:

☐ Review Only
☐ Copies Requested

Action Taken:

☐ Document Reviewed
☐ Copies Provided
☐ Refusal/Reason _____

By _____ Date _____
☐ Non-Existent Document
☐ Other (Please Explain) _____

For City Clerk's Use Only:

Date Requestor Notified _____ Notified By: _____ Date Picked Up or Mailed _____

Subject:

FW: Public Records Request

From: Matthew McCool

Sent: Wednesday, June 06, 2018 1:56 PM

To: Mayor Pro Tem Stacey Armato <sarmato@hermosabch.org>

Cc: City Council <citycouncil@hermosabch.org>; City Clerk <cityclerk@hermosabch.org>

Subject: Public Records Request

Mayor Pro Tem Armato:

I hope all is well.

I am following up with you regarding my October 10, 2017 email. I believe the best way to begin resolving the situation is to file a Public Records Request through you.

Fortunately from the Chris Miller "Standing Room" incident there have been refinements to the Public Records Request process to help ensure that the community and Police Department are good partners.

Along with this Public Records Request, I wish to invoke my rights under Marsy's Law. Our City Attorney can provide further clarification of my rights.

Please be advised this is a stalking case, and as in most stalking cases the victim is unaware of the stalking until it is too late. This incident was a premeditated orchestrated violent attack involving multiple people, which began with a dangerous sucker punch without warning or provocation, while I was seated. As a result of this violent attack I sustained a permanent spinal injury, and still endure chronic cervical spine and thoracic spine pain.

Fortunately immediately after the attack, I had the maturity and discipline to follow procedure. Additionally I was assisted by present off-duty law enforcement to secure the security video.

While being deposed, even the defense attorney conceded this incident was an attack.

A finally point is that our Chief of Police stated before City Council that this would have occurred no matter where at a given point.

The crux in resolving this issue hinders on two points:

- 1) My statement taken by the investigating detective
- 2) The court transcript of my victim impact statement, before the judge made a sentencing offer

Upon reviewing these two items, you will fully understand the situation.

Therefore I am respectfully requesting the follow as a Public Records Request:

1. The entire case file for 4SY008400, which should include the following:
 - My statement taken by the investigating detective
 - My emergency room medical records
 - The security video
 - My attorney's deposition of my attacker (Submitted to the City Prosecutor)
 - A supplemental police report with refuting evidence from the initial police report
 - All correspondence regarding notification of the criminal justice proceedings
2. Any and all correspondence and records from Chief of Police regarding the 10-21-14 Planning Commission meeting, including all Commissioners and Mr. Fred Hahn.
3. Any and all correspondence and records from Chief of Police regarding the 12-16-14 City Council meeting, including all Councilmembers and Mr. Fred Hahn. (I should have been invited to speak before City Council)
4. Any and all correspondence and records regarding Sergeant Jaime Ramirez's October 2015 civil court appearance including any correspondence from the defense attorneys.
5. Any and all correspondence and records from the defense attorneys with any Hermosa Beach Police Department personnel and City personnel, including the City Prosecutor.

Upon review of these documents if you suspect misconduct or corruption, I advise reading page 93 of the deposition I provided to the City Prosecutor. I believe the motive for the mishandling of this case is identified.

Please let me know if I can be any assistance in this Public Records Request.

I look forward to meeting with you to reconciling the Public Records Request against my civil case records, and discussing the next steps.

Very respectfully,

Matt McCool
Emergency Preparedness Commissioner
City of Hermosa Beach
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mmccool@hermosabch.org
(310) 486-9696
<http://www.hermosabch.org/index.aspx?page=10>